



WEB COPY

SUB APPL No. 1034 of 2024 in
CONT P No.13 of 2024



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-02-2025

CORAM

THE HONOURABLE MR JUSTICE S.M. SUBRAMANIAM

SUB APPL No. 1034 of 2024

IN

CONT P NO. 13 OF 2024

1. TCP Limited,
Rep. by its Authorised Signatory, No.4, (Old
No.10), Karpagambal Nagar, Mylapore,
Chennai 600 004.

Applicant(s)

Vs

1. Rajesh Lakhoni,
The Chairman and Managing Director,
Tamil Nadu Power Distribution Corporation
Limited (TNPDC), 144, Anna Salai,
Chennai 600 002.

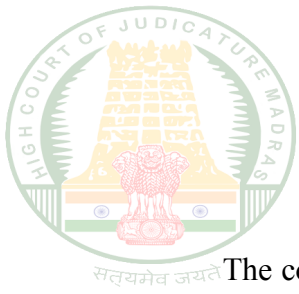
Respondent(s)

PRAYER

To reopen the Contempt Petition No. 13 of 2024 which was closed vide order dated 29.01.2024.

For Applicant(s): Mr.Pranav for Mr.Rahul Balaji

For Respondent(s): Mr.D.R.Arunkumar, Standing Counsel



ORDER

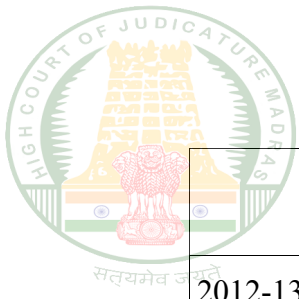
The contempt proceedings came to be instituted to punish the respondent for their wilful disobedience of the order of this Court dated 22.02.2022 in W.P.No.27680 of 2015, wherein this Court passed the following order:-

“4. Considering the submissions made by the learned counsel for the petitioner by way of affidavit, this Court is of the considered opinion that the payment due, which is payable to the petitioner shall be paid by the respondent within a specified time limit. But, however, considering the financial constraints underwent by the respondent and said due viz., Rs.29,28,92,378/- payable by the respondent, this Court is inclined to direct the respondent to pay the said due amount within a period of twelve months by twelve equal monthly installments and the first month installment should be commenced from 01.04.2022.

5. With the above direction, this Writ Petition stands disposed of. No costs. Consequently, connected miscellaneous petition stands closed.”

2. Accordingly, the respondent was directed to pay a sum of Rs.29,28,92,378/-. The affidavit filed on behalf of the respondent-Tamil Nadu Power Distribution Corporation Limited (TNPDC) reveals that the detailed workings of the final settlement amount Rs.28,23,38,131/- made by the respondent TNPDC are as under:-

STATEMENT SHOWING THE ABSTRACT FOR INTEREST PAID BY TANGEDCO TO M/S TCP LIMITED			
Year	Claim as per Co.	Admission as per TANGEDCO	Difference
2010-11	11,174,681	11,174,681	0
2011-12	119,817,610	120,047,214	-229,604



STATEMENT SHOWING THE ABSTRACT FOR INTEREST PAID BY TANGEDCO TO M/S TCP LIMITED			
2012-13	112,500,067	109,946,174	2,553,893
2013-14	49,400,021	41,170,062	8,229,959
Total	292,892,379	282,338,131	10,554,248

The Payment details is submitted for perusal.

Sl. No.	Allocation	Gross Amount	Net Amount	TDS amount	Cheque No.Dt.
1	Dt.10.10.2023	100,000,000	99,900,000	100,000	441142/20.10.2023
2	1 st Installment	32,148,730	32,116,581	32,149	441234/18.11.2023
3	2 nd Installment	32,148,730	32,116,581	32,149	591907/14.12.2023
4	3 rd Installment	32,148,730	32,116,581	32,149	591810/20.01.2024
5	4 th Installment	32,148,730	32,116,581	32,149	591884/13.02.2024
6	5 th Installment	32,148,730	32,116,581	32,149	970945/14.03.2024
7	6 th Installment	21,594,481	21,572,887	21,594	785423/10.04.2024
	Total	282,338,131	282,055,792	282,339	

3. The respondent had calculated the final settlement to be paid to the contempt petitioner and accordingly the petitioner acknowledged the said amount of Rs.28,23,38,131/-.

If at all there is any calculation error or otherwise, it is for the petitioner to submit a representation, which is to be verified by the respondent. The scope of contempt cannot be expanded for the purpose of execution of the writ order. In the event of any wilful disobedience on the part of the respondent, then alone the contempt proceedings are to be pursued. Since there is no wilful disobedience of the order of this Court, in the present case, and as per the working sheet of the respondent, a sum of Rs.28,23,38,131/- has already been



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paid, no further consideration is required. Accordingly, the sub application stands closed.

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28-02-2025

Index: Yes

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

SS

To

1. The Chairman and Managing Director,
Tamil Nadu Power Distribution Corporation
Limited (TNPDC),
144, Anna Salai, Chennai 600 002.



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S.M.SUBRAMANIAM J.

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